

IN THE SENATE OF THE UNITED STATES.

FEBRUARY 23, 1865.

Read twice and referred to the Committee on Commerce.

MARCH 2, 1865.

Reported by Mr. MORGAN with an amendment, viz: In section seven strike out the words within [brackets,] and in lieu thereof insert what follows, printed in *italics*.

**AN ACT**

To amend the act relating to officers employed in the examination of imported merchandise in the district of New York.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*  
3       That in lieu of the appraisers now authorized by law for the  
4       appraisement of goods, wares, and merchandise at the port of  
5       New York, the President of the United States shall, by and  
6       with the advice and consent of the Senate, appoint for said  
7       port one appraiser, who shall be practically acquainted with  
8       the quality and value of some one or more of the chief articles  
9       of importation subject to appraisement, and who, before he  
10      enters upon the duties of his office, shall take and subscribe  
11      an oath faithfully to direct and supervise the examination, in-  
12      spection, and appraisement according to law of such goods,  
13      wares, and merchandise as the collector may direct, and to

14 cause to be duly reported to the collector the true value thereof  
15 as required by law. And the appraiser in cases of his necessary  
16 and occasional absence may perform his functions, ad in-  
17 terim, by deputy, designated by him in writing from the  
18 assistant appraisers to be appointed under the provisions of  
19 this act.

1       SEC. 2. *And be it further enacted,* That in lieu of  
2 the assistant appraisers now authorized by law for the port of  
3 New York, the Secretary of the Treasury may appoint, not  
4 exceeding six, assistant appraisers for said port, who shall be  
5 practically acquainted with the quality and value of some one  
6 or more of the chief articles of importation subject to ap-  
7 praisement, and included among the goods, wares, or mer-  
8 chandise to the examination and appraisement of which they  
9 are respectively to be assigned, and who shall be employed  
10 in appraising goods, according to law, under the direction  
11 and supervision of the appraiser; and each of whom shall,  
12 before entering upon the duties of his office, take and sub-  
13 scribe an oath diligently and faithfully to examine and inspect  
14 such goods, wares, and merchandise as the appraiser may di-  
15 rect, and truly to report to him the true value thereof accord-  
16 ing to law; such report to be subject to revision and correction  
17 by the appraiser, and when approved by him to be trans-  
18 mitted to the collector, and to be deemed and taken to be the

19 appraisement by the United States local appraiser of the  
20 district of such goods, wares, or merchandise required by law.

1       SEC. 3. *And be it further enacted*, That one of the  
2 assistant appraisers to be appointed by virtue of this act,  
3 with special reference to his qualifications for the duties in  
4 this section set forth, shall, in addition to the duties that may  
5 be required of him by the appraiser, perform the duties and  
6 act in the place and stead of the special examiner of drugs,  
7 medicines, chemicals, and so forth, at the port of New York,  
8 as provided by the act of June twenty-six, eighteen hundred  
9 and forty-eight, chapter seventy.

1       SEC. 4. *And be it further enacted*, That in lieu of the  
2 clerks now employed in the examination, inspection, and ap-  
3 praisement of goods, wares, and merchandise at the port of  
4 New York, the Secretary of the Treasury may, on the nomi-  
5 nation of the appraiser, appoint such number of examiners as  
6 said Secretary may deem necessary, their compensation to be  
7 limited and fixed by him, to aid each of said assistant ap-  
8 praisers in the examination, inspection, and appraisement of  
9 goods, wares, and merchandise, according to law; and no  
10 person shall be appointed such examiner who is not at the  
11 time of his appointment practically and thoroughly acquainted  
12 with the character, quality, and value of the article or articles  
13 in the examination and appraisement of which he is to be  
14 employed; nor shall any such examiner enter upon the dis-

15 charge of his duties as such until he shall have taken and  
16 subscribed an oath faithfully and diligently to discharge such  
17 duties according to law; and the Secretary of the Treasury  
18 shall also appoint, on the nomination of the appraiser, the  
19 clerks, samplers, messengers, and other assistants employed  
20 in the appraiser's office, and shall limit and fix their number  
21 and compensation.

1       SEC. 5. *And be it further enacted,* That it shall not be  
2 lawful for the appraiser, the assistant appraisers, examiners,  
3 clerks, samplers, messengers, and other assistants, or any of  
4 them, to engage or be employed in any commercial or mer-  
5 cantile business, or act as agent for any person engaged in  
6 such business, during the term of their appointment. And  
7 it is hereby provided, if any appraiser, assistant appraiser,  
8 clerk, sampler, messenger, or other assistant shall violate the  
9 provisions of this section, such person shall be dismissed from  
10 office and shall be deemed guilty of a misdemeanor, and  
11 upon conviction thereof in any court of competent jurisdiction  
12 shall be punished by a fine of not less than five hundred dol-  
13 lars and imprisonment at the discretion of the court.

1       SEC. 6. *And be it further enacted,* That the appraiser  
2 who may be appointed under the provisions of this act shall  
3 receive a compensation of four thousand dollars per annum,  
4 and the assistant appraisers shall each receive a compensation

5 of three thousand dollars per annum, to be paid in the same  
6 manner as officers of the customs.

1       SEC. 7. *And be it further enacted, That the compensa-*  
2 *tion [allowed respectively to the appraiser and the assistant*  
3 *appraisers, under the provisions of this act, shall be paid in*  
4 *the same manner as officers of the customs.] of each of the*  
5 *two appraisers at the port of Boston shall be the same as the*  
6 *compensation of each of the assistant appraisers at the port*  
7 *of New York as fixed by this act, and the compensation of*  
8 *each of the two assistant appraisers at said port of Boston*  
9 *shall be twenty-five hundred dollars per annum: And pro-*  
10 *vided, further, That the compensation of the examiner of*  
11 *drugs at the port of Boston shall be fifteen hundred dollars*  
12 *per annum.*

1       SEC. 8. *And be it further enacted, That all acts and*  
2 *parts of acts inconsistent with the provisions of this act be,*  
3 *and the same are hereby, repealed; and all provisions of*  
4 *existing acts relating to the duties of the appraisers now pro-*  
5 *vided for by law, or to any proceedings consequent or de-*  
6 *pendent upon the action of such appraisers, and not incon-*  
7 *sistent with the provisions of this act, shall be construed to*  
8 *apply to the appraisers and assistant appraisers provided for*  
9 *by this act, and shall be continued in full force, and that thi*

- 10 act shall take effect on and after the first day of April, anno  
11 Domini eighteen hundred and sixty-five.

Passed the House of Representatives February 23, 1865.

Attest: EDWARD McPHERSON, *Clerk*.